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Attorneys for Defendant
CIT Small Business Lending Corporation
erroneously named herein as CIT Group, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

DOLORES DE LEON, an individual d/b/a
MANILLA INTERNATIONAL, LLC, a Nevada
limited liability company,

Plaintiff,

vs.

CIT GROUP, INC., a foreign Corporation; DOES
1 through 5; ROES 6 through 10,

Defendants.

Case No.: 2:11-cv-01028-PMP-RJK

EMERGENCY EX-PARTE
MOTION FOR LEAVE TO FILE
MOTION FOR SUMMARY
JUDGMENT WHICH EXCEEDS
PAGE LIMIT SET FORTH BY
LR 7-4

COMES NOW Defendant, CIT Small Business Lending Corporation (erroneously named CIT Group, Inc.) (hereinafter "CIT") by and through its undersigned attorneys of record, MEIER & FINE, LLC, and moves the Court for leave to file its Motion for Summary Judgment which exceed the 30 page limit set forth in LR 7-4.

The Court may grant leave to file a motion which exceeds the pages limit set forth in LR 7-4 when good cause appears. See Sechrest v. Baker, 816 F. Supp. 2d 1017, 1025, 2011 U.S. Dist. LEXIS 104139 (D. Nev. 2011) ("the court finds that there is good cause for respondents to file their 28-page response to the reply, and the court will, therefore, grant the motion for leave to file that document").

In this case, good cause exists for the Court to grant leave for CIT to file a motion which exceed the limit set forth in LR 7-4. The arguments raised in the Motion for Summary Judgment

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(the "Motion") filed by CIT require numerous references to a deposition transcripts, pleadings, loan application related documents, and other records which chronicle events which are alleged to have occurred between the years 2003 (signing a lease) and 2012 (paying for storage).

Plaintiff's breach of contract claim references no less than seven separate documents which each require analysis in order for CIT to fully defend itself. Likewise, Plaintiff's misrepresentation claims, while less voluminous in nature than the contract claims, still require sufficient discussion to warrant summary judgment. Finally, Plaintiff's alleged sources of damages are many and diverse, each requiring sufficient discussion and analysis to warrant summary judgment.

In order to comprehensively address these issues, CIT's Motion is approximately 45 pages in length. Based on the foregoing, CIT respectfully requests leave of Court to exceed the thirty-page limitation set forth LR 7-4.

Due to the upcoming deadline for dispositive motions, this Motion does not have time to be heard in the normal course. See Affidavit of Rachel E. Donn, annexed hereto as Exhibit "A."

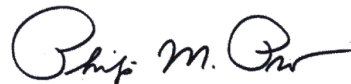
Dated this 20th day of September, 2012.

MEIER & FINE, LLC

/s/ Rachel E. Donn, Esq.

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PETER E. DUNKLEY, ESQ., #11110
2300 W. Sahara Ave., Suite 1150
Las Vegas, NV 89102
Attorneys for Defendant
CIT Small Business Lending Corp.

IT IS SO ORDERED this 17th day of December, 2012.



UNITED STATES DISTRICT COURT JUDGE

MEIER & FINE
2300 West Sahara Avenue, Suite 430
Las Vegas, Nevada 89102
Tel: (702) 673-1000
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the **EMERGENCY EX-PARTE MOTION FOR LEAVE TO FILE MOTION FOR SUMMARY JUDGMENT WHICH EXCEEDS PAGE LIMIT SET FORTH BY LR 7-4** was deposited in the United States mail and sent by email in Las Vegas, Nevada, this 20th day of September, 2012, addressed to the following:

Robert W. Lueck, Esq.
528 So. Casino Center Drive, Suite 311
Las Vegas, Nevada 89101
luecklaw@yahoo.com
Attorney for Plaintiff

/s/Melanie Grossman
An Employee of Meier & Fine, LLC

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EXHIBIT “A”

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**AFFIDAVIT OF RACHEL E. DONN, ESQ. IN SUPPORT OF EMERGENCY EX-PARTE
MOTION FOR LEAVE TO FILE MOTION FOR SUMMARY JUDGMENT WHICH
EXCEEDS PAGE LIMIT SET FORTH BY
LR 7-4**

STATE OF NEVADA)
)ss:
COUNTY OF CLARK)

I, RACHEL E. DONN, ESQ., being first duly sworn, deposes and says:

1. I am an attorney with the law firm of MEIER & FINE, LLC, attorneys for Defendant CIT Small Business Lending Corporation (erroneously named CIT Group, Inc.) ("CIT") in the above-captioned action. As such, I am fully familiar with all of the facts and circumstances alleged herein except for those stated herein alleged to be upon information and belief.

2. Dispositive motions are due under the current scheduling order by October 24, 2012, the Motion to Exceed Page Limit would most likely not be heard in the normal course with sufficient time for CIT to timely file its Motion for Summary Judgment.

3. The office address and telephone number of Movant and all effective parties are:

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2300 W. Sahara Avenue, Suite 1150
Las Vegas, Nevada 89102
702-673-1000
Attorneys for Defendant

Robert Lueck, Esq.
528 So. Casino Center Drive, Suite 311
Las Vegas, Nevada 89101
702-385-7385
Attorney for Plaintiff

4. I personally spoke to opposing counsel, Robert Lueck, on September 20, 2012, and he indicated he would be agreeable to stipulating to allow both parties to exceed page limits regarding dispositive motions for this matter. However, a review of LR 7.4 indicates that the Court would need to rule on a motion to grant such relief. As such, Mr. Lueck is being served a copy of this Motion contemporaneously as well as a proposed stipulation to grant this Motion and proposed order which, should he stipulate to will further be provided to the Court.

Executed this 20th day of September, 2012.

Richard

Subscribed and sworn to before me
this 20 day of September, 2012.

Carol M. S.

CAROL M. SIMPSON
Notary Public - State of Nevada
No. 09-11544-1
My appt. exp. Nov. 5, 2013